

BURR RIDGE VILLAGE CODE

CHAPTER 32

MOTELS

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ARTICLE I. License Required; Definition

Sec. 32.01.

Definition.

The term "motel" as used in this article shall be construed to mean any establishment consisting of a group of attached or detached rooms, located on a single zoning lot or contiguous or adjoining zoning lots comprising one single plot of land, which is kept, used, maintained, advertised or held out to the public to be a place where lodging or lodging and food, or apartments or suites or other sleeping or housekeeping units, with or without self-contained kitchen facilities, are offered for hire or rent to travelers and guests, whether transient, permanent or residential. These facilities may be described as motor or other similar names denoting that accommodations are available primarily for transient guests.

Sec. 32.02.

License Required.

It shall be unlawful for any person to conduct, keep, manage or operate a motel, as defined herein, without complying with all of the provisions of this Chapter and without first having obtained a license therefor. Such license shall be issued only to persons of good moral character and any person who shall have been found guilty by a court of competent jurisdiction of any offense denoting moral turpitude is to be presumed, prima facie, to be of bad moral character. The license year shall be from May 1st to April 30th. (Amended by A-232-1-91)

Sec. 32.03.

Application for License.

Each applicant for a license to operate or maintain a motel shall file an application with the Village Clerk stating therein the name and address of the owner, name and address of the manager, assistant manager, if any, or desk clerk or clerks or any other person or persons having charge of the operation of the premises; location of the motel, the number of rooms to be available; the maximum number of persons and vehicles to be accommodated; and whether or not kitchen facilities are afforded and if so, the number and location of each such unit. Unless the same shall have been previously presented and approved, this application shall be accompanied by plans of the motel drawn by a licensed architect, showing the proposed or existing locations of all buildings, rooms, toilets, type of heating, sewer connections, driveways and other improvements.

Sec. 32.04.

License fee.

The annual license fee for such license shall be \$50.00 for each motel containing 10 rooms or less, and \$5.00 additional per year for each additional room in excess of 10.

Sec. 32.05.

Transfer of License.

Any license that shall be issued shall not be transferred without the written authority of the President and Village Clerk or such other person designated to issue licenses and transfer fee in an amount of \$150.00 shall be charged therefor.

ARTICLE II. Construction

Sec. 32.06.

Construction requirements.

All buildings hereafter constructed, altered or remodeled for use as a motel as herein defined shall comply fully with the applicable provisions of the Village Building and Zoning Ordinance and in addition the following:

- (a) All buildings constructed or remodeled or in which new or additional accommodations are created, shall be built of fire resistant materials. On buildings of more than one-story construction all enclosing walls and partitions shall be of construction providing fire resistance of not less than one hour. All exterior walls and partitions shall be of construction providing fire resistance for not less than two hours.
- (b) All units of more than one story construction shall provide exits, two or more in number on each floor.
- (c) No parking space shall be provided for motor vehicles within six feet of any building or structure used for housing accommodations in a motel, unless all wall facing such parking space is constructed of fireproof materials, and unless the windows in such wall of any space are equipped with reinforced fire resistant glass.
- (d) All accommodation units shall have at least 50 square feet of floor area for each person occupying said room and in no event shall any room have less than 100 square feet exclusive of the space required for toilet and closet space.
- (e) In no event shall more than four persons be accommodated in any one individual room.
- (f) Each room shall be equipped with a private bathroom consisting of toilet, lavatory, shower-stall or bath, all within a single enclosed area, and a separate closet space of not less than two feet in width.
- (g) The window area of accommodation units shall be sufficient to furnish adequate natural light. Twenty-five percent of the required window area shall be capable of being opened unless some other adequate means of ventilation is provided.
- (h) The toilet room shall contain at least one window opening to the outside unless some other adequate means of ventilation is provided.
- (i) All combustion type room heaters shall be vented.
- (j) If gas heaters are used, the same shall be approved by the American Gas Association or some other recognized testing laboratory that provides a follow-up inspection service; all heaters must be equipped with an automatic shut-off which will operate at flame failure.
- (k) An adequate supply of safe water shall be provided from a source which complies with the municipal regulations governing the supply of water.
- (l) All sewerage and all other or water carried wastes shall be discharged into a municipal sewer system whenever available. Whenever not available, liquid wastes shall be discharged into a private sewage disposal system the operation of which shall not create a nuisance or pollute a stream, lake or other body of water, or adversely affect any supply of

drinking water. All sewage disposal systems shall comply with all local and state statutes, ordinances, regulations and codes.

- (m) Artificial swimming pools used in connection with recreational areas, shall be constructed and maintained in a manner which will not create any health or safety hazard, and shall comply with all applicable state statutes and Village Ordinances.
- (n) All mechanical equipment installed or used in connection with the motel, including but not limited to electrical, water and sewer supplies and heating facilities, shall be of such standard as to provide a reasonable degree of health and safety safeguards for the occupants of said motel.

ARTICLE III. Supervision and Maintenance

Sec. 32.07. Caretaker.

Each establishment shall have at least one competent attendant or caretaker available at all times. It shall be his duty to receive and deliver telephone messages and mail, to maintain the premises, facilities and equipment in a clean, orderly and sanitary condition and free from rodents and vermin.

Sec. 32.08. Cleanliness of establishment and surrounding areas.

Each establishment shall be kept clean and free from rubbish, litter, dirt, filth, garbage or other matter in or on the same, or in the yard, court, passage, area or alley connected with or belonging to the same.

Sec. 32.09. Register of guests.

Each establishment shall keep a register of all transient guests. This register shall contain the name, legal residence, make of car, car license, number and names of persons occupying the rooms, the number or numbers of the room or rooms assigned to the guest or guests and the date of arrival and departure. The register shall be available for inspection by law enforcement officers for a period of not less than three years.

Sec. 32.10. Maintenance of bathroom.

All floors and toilet facilities in each bathroom shall be thoroughly washed and disinfected daily.

Sec. 32.11. Dangerous articles, storage of inflammable liquids and chemicals.

All areas shall be kept free at all times from inflammable materials and any articles dangerous or detrimental to health. No inflammable liquids or chemicals shall be kept on the premises unless the same are stored and kept in a special room so designed and constructed as to be fireproof and otherwise safe for such storage.

Sec. 32.12. Sheets, towels, etc.

All sheets, towels and other linens furnished for each accommodation unit shall be clean and freshly laundered daily.

Sec. 32.13. Drinking Containers.

Paper cups in proper dispensers shall be provided in each accommodation unit. If drinking glasses are furnished in lieu thereof, they shall be washed and sterilized daily.

Sec. 32.14. General Maintenance.

The entire establishment shall be so operated in such a manner as to provide clean, wholesome accommodations to the guests at all times. Without limiting the generality of the foregoing it shall be the duty of the operator of the establishment to keep the furniture, furnishings and equipment and the premises as a whole in a good state of repair and maintenance.

Sec. 32.15.

Refuse. Containers.

In any accommodations where cooking facilities are provided, fly proof and metal containers shall be supplied for garbage and refuse and it shall be the duty of the motel operator to promptly remove and dispose of such garbage and refuse.

Sec. 32.16.

Lighting.

Any area or premises of the motel open to use by the public or by all persons staying in or being accommodated in the said motel shall be kept adequately lighted at night time provided that such lights shall be so shaded or regulated so as to prevent them from shining upon any adjacent premises.

Sec. 32.17.

Fire Extinguishers.

For each 2,500 square feet of floor area on each floor, one 2 1/2 gallon soda and acid approved type fire extinguisher or an approved wet water type extinguisher shall be available, but in no event shall there be less than one fire extinguisher on each floor.

Sec. 32.18.

Adequate heat.

Each room including the bathroom shall have facilities to keep such room at a minimum temperature of not less than 68 degrees between October 1st and May 15th of each year.

ARTICLE IV. Lobby; Rate Notices

Sec. 32.19. Lobby.

Each establishment shall maintain an office, lobby or other room which shall be made available for the registration of guests.

Sec. 32.20. Rate Notices.

Printed notices shall be posted in each room giving the established rate for said room for one or more persons and it shall be unlawful to charge a rate in excess of such rate, provided, however, that nothing herein contained shall prohibit the motel from establishing other or different rates during seasonal periods and nothing herein contained shall prevent the proprietor from changing such published rates from time to time. Such notices shall also prescribe any reasonable rules and regulations of the establishment, not in conflict with any statute or regulations of the State of Illinois or Village Ordinance in such case made and provided.

ARTICLE V. Penalties

Sec. 32.21. Fines.

Any person, firm or corporation violating any provision of this Chapter shall be fined not less than \$5.00 nor more than \$750.00. A separate offense shall be deemed committed on each day that a violation occurs or continues. (Amended by A-232-1-96)

Sec. 32.22. Termination, Revocation, or Suspension of License.

In addition to any other penalty herein imposed for violation of any provision of this Chapter, the Village Board shall have the right to terminate, revoke, or suspend any license granted under the provisions of this Chapter; provided, however that no suspension, termination, or revocation of a license shall take place until after notice of such violation has been given to the motel owner or manager, and a public hearing afforded at a time and place to be fixed by the Village Board.

- (a) The notice required by this section shall:
 - i. state the particular provision of this Chapter alleged to have been violated and the facts upon which such allegation is based; and
 - ii. state the time, date, and place of the public hearing on the alleged violation; and
 - iii. be signed by the Village Clerk; and
 - iv. be served on the motel owner or manager in person or by registered or certified mail, postage prepaid, addressed to the address given in the application for a motel license not less than ten (10) days before the public hearing.
- (b) At the public hearing of the alleged violation:
 - i. the charges against the licensee shall be read; and
 - ii. the licensee shall be given an opportunity to answer and/or explain all charges, to present witnesses, and to cross-examine witnesses testifying against the licensee; and
 - iii. the licensee may be represented by counsel; and
 - iv. formal rules of evidence shall not apply.
- (c) The Village Board shall determine after the public hearing whether or not to suspend, terminate, or revoke the license and shall give written notice to the licensee of its decision. The Board's decision shall be final.

(Article V added by A-232-1-83)

ARTICLE VI. Taxation

Sec. 32.23

Hotel and Motel Tax

A motel room tax is imposed by the Village of Burr Ridge under the provisions of Section 60-7 of Chapter 60 of the Burr Ridge Municipal Code (the General Municipal Code of the Village of Burr Ridge of 1974). For details of such tax, see Section 60-7 of Chapter 60. (Article VI added by A-232-1-91)